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HYDERABAD, TUESDAY, SEPTEMBER 26, 2017.

**NOTIFICATIONS RELATING TO THE ADMINISTRATION OF
PANCHAYAT RAJ**

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TELANGANA STATE ELECTION COMMISSION

4TH ORDINARY ELECTIONS TO MUNICIPAL CORPORATION/MUNICIPALITIES/NAGAR PANCHAYATS, 2014 - BODHAN MUNICIPALITY IN NIZAMABAD DISTRICT - RENDERING OF FINAL ACCOUNTS OF ELECTION EXPENSES - DISQUALIFICATION OF (02) DEFEATED CANDIDATES IN BODHAN MUNICIPALITY, WHO FAILED TO LODGE FINAL ACCOUNTS OF ELECTION EXPENSES.

DISQUALIFICATION ORDER FOR FAILURE TO LODGE FINAL ACCOUNTS OF ELECTION EXPENSES IN RESPECT OF SMT. SARVARI SULTHANA, DEFEATED CANDIDATE FOR WARD NO.20 OF BODHAN MUNICIPALITY, NIZAMABAD DISTRICT DURING THE 4TH ORDINARY ELECTIONS HELD IN 2014.

No.410/TSEC-L/2015-(1).- WHEREAS, the Telangana Municipalities Act, 1965, mandates strict election expenditure monitoring regimen aimed at accountability and transparency. Election Expenditure ceilings are fixed so as to provide a level playing ground for all the contestants. Submission of election expenditure returns, their publication to elicit objections if any from other contestants and also people in general, serves as a barrier against abuse of money power in election process.

AND WHEREAS, the fourth ordinary elections to Bodhan Municipality were conducted in the month of March, 2014 and the result was declared on 12-05-2014;

AND WHEREAS, under Section 343-ZC of Telangana Municipalities Act, 1965, every candidate at any election held under this Act shall, either by himself, or by his election agent, keep a separate and correct account of all expenditure incurred in connection with the election, between the date on which the candidate concerned has been nominated and the date of declaration of the result of the election, both dates inclusive and the account of election expenses shall contain such particulars, as may by order, specified by the State Election Commission;

AND WHEREAS, the State Election Commission in its order No.537/SEC-F1/2011, dt:01-07-2011 prescribed the procedure and formats in which the accounts of election expenditure shall be maintained by the candidates.

AND WHEREAS, under Section 343-ZD of Telangana Municipalities Act, 1965, every contesting candidate at an election shall, within forty five days from the date of declaration of results of the election, lodge with the District Election Authority, an account of his election expenses, which shall be a true copy of the account kept by him, or by his election agent, under Section 343-ZC.

AND WHEREAS, the period of 45 days from the date of declaration of results of ordinary elections to Bodhan Municipality expired on 25.06.2014;

AND WHEREAS, as per the SECs order No.537/SEC-F1/2011, dt:01-07-2011 and Lr.No.35/TSEC-ULBs/2015, dt:04.02.2015, the Collector and District Election Authority, Nizamabad District reported to the State Election Commission vide letter No.H2/1040/2015, dt.01-06-2015, furnishing a list of (121) contested candidates of Bodhan Municipality, who failed to lodge final accounts of election expenses within the stipulated time of 45 days to the State Election Commission to take necessary penal action as per the provisions of Telangana Municipalities Act, 1965 and Rules issued there under. One amongst the (121) defaulters is **Smt. Sarvari Sulthana**, defeated candidate of **Ward No.20**;

AND WHEREAS, under Section 15 B of Telangana Municipalities Act, 1965 read with the Commission Order No.633/SEC-F1/2005, dt.03-08-2005 the State Election Commission issued show cause notice vide No.410/TSEC-ULBs/2015(78), dt.04-07-2015 to **Smt. Sarvari Sulthana**, defeated candidate of **Ward No.20** in Bodhan Municipality who failed to lodge final accounts of election expenses within the stipulated time and in the manner required under the Act and the Rules calling upon her to show cause within 20 days from the date of receipt of the notice as to why she should not be disqualified under the provisions of Section 15-B of Telangana Municipalities Act, 1965 for her failure;

AND WHEREAS, the Collector & District Election Authority, Nizamabad District vide Lr.No.H5/1040/2016, dated:29.11.2016 has informed the Commission that, the above notice was served on 25.05.2015 to **Smt. Sarvari Sulthana**, defeated candidate for **Ward No.20** and she has submitted election expenditure accounts on receipt of notice to the Commission stating that, she has already furnished the returns of election expenditure accounts to the Election Officer, Bodhan.

AND WHEREAS, the Commission sought specific remarks of the Collector & DEA, Nizamabad vide Lr.No.410/TSEC-L/2015, dt:15.06.2017 on the reply of **Smt. Sarvari Sulthana**, defeated candidate for **Ward No.20** as to whether she has submitted the election expenditure accounts within the stipulated of 45 days from the date of declaration of results.

AND WHEREAS, the Collector & DEA, Nizamabad vide Lr.No.H5/1040/2015 dtd:28.08.2017 has stated that, on verification of their office records by the Municipal Commissioner, Bodhan reported vide reference B1/634/2014, dt:22.08.2017 that, **Smt. Sarvari Sulthana**, defeated candidate for **Ward No.20** has not all submitted her expenditure particulars to their office till the date.

AND WHEREAS, the State Election Commission is satisfied that **Smt. Sarvari Sulthana**, defeated candidate for **Ward No.20** in Bodhan Municipality had failed to lodge the account of her expenses as required by law and has no good reason or justification for the same.

NOW THEREFORE, in pursuance of Section 15-B of Telangana Municipalities Act, 1965, the State Election Commission hereby, declares that **Smt. Sarvari Sulthana**, defeated candidate for **Ward No.20** in Bodhan Municipality to be ineligible for a period of 3 years from the date of issue of this order to contest any election to be held for any office under the provisions of Telangana Municipalities Act, 1965.

DISQUALIFICATION ORDER FOR FAILURE TO LODGE FINAL ACCOUNTS OF ELECTION EXPENSES IN RESPECT OF SMT. SHAIK SEEMA SULTANA, DEFEATED CANDIDATE FOR WARD NO.21 OF BODHAN MUNICIPALITY, NIZAMABAD DISTRICT DURING THE 4TH ORDINARY ELECTIONS HELD IN 2014.

No.410/TSEC-L/2015-(2).- WHEREAS, the Telangana Municipalities Act, 1965, mandates strict election expenditure monitoring regimen aimed at accountability and transparency. Election Expenditure ceilings are fixed so as to provide a level playing ground for all the contestants. Submission of election expenditure returns, their publication to elicit objections if any from other contestants and also people in general, serves as a barrier against abuse of money power in election process.

AND WHEREAS, the fourth ordinary elections to Bodhan Municipality were conducted in the month of March, 2014 and the result was declared on 12-05-2014;

AND WHEREAS, under Section 343-ZC of Telangana Municipalities Act, 1965, every candidate at any election held under this Act shall, either by himself, or by his election agent, keep a separate and correct account of all expenditure incurred in connection with the election, between the date on which the candidate concerned has

been nominated and the date of declaration of the result of the election, both dates inclusive and the account of election expenses shall contain such particulars, as may by order, specified by the State Election Commission;

AND WHEREAS, the State Election Commission in its order No.537/SEC-F1/2011, dt:01-07-2011 prescribed the procedure and formats in which the accounts of election expenditure shall be maintained by the candidates.

AND WHEREAS, under Section 343-ZD of Telangana Municipalities Act, 1965, every contesting candidate at an election shall, within forty five days from the date of declaration of results of the election, lodge with the District Election Authority, an account of his election expenses, which shall be a true copy of the account kept by him, or by his election agent, under Section 343-ZC.

AND WHEREAS, the period of 45 days from the date of declaration of results of ordinary elections to Bodhan Municipality expired on 25.06.2014;

AND WHEREAS, as per the SECs order No.537/SEC-F1/2011, dt:01-07-2011 and Lr.No.35/TSEC-ULBs/2015, dt:04.02.2015, the Collector and District Election Authority, Nizamabad District reported to the State Election Commission vide letter No.H2/1040/2015, dt.01-06-2015, furnishing a list of (121) contested candidates of Bodhan Municipality, who failed to lodge final accounts of election expenses within the stipulated time of 45 days to the State Election Commission to take necessary penal action as per the provisions of Telangana Municipalities Act, 1965 and Rules issued there under. One amongst the (121) defaulters is **Smt. Shaik Seema Sultana**, defeated candidate of **Ward No.21**;

AND WHEREAS, under Section 15 B of Telangana Municipalities Act, 1965 read with the Commission Order No.633/SEC-F1/2005, dt.03-08-2005 the State Election Commission issued show cause notice vide No.410/TSEC-ULBs/2015(74), dt.04-07-2015 to **Smt. Shaik Seema Sultana**, defeated candidate of **Ward No.21** in Bodhan Municipality who failed to lodge final accounts of election expenses within the stipulated time and in the manner required under the Act and the Rules calling upon her to show cause within 20 days from the date of receipt of the notice as to why she should not be disqualified under the provisions of Section 15-B of Telangana Municipalities Act, 1965 for her failure;

AND WHEREAS, the Collector & District Election Authority, Nizamabad District vide Lr.No.H5/1040/2016, dated:29.11.2016 has informed the Commission that, the above notice was served on 25.05.2015 to **Smt. Shaik Seema Sultana**, defeated candidate for **Ward No.21** and she has submitted election expenditure accounts on receipt of notice to the Commission stating that, she has already furnished the returns of election expenditure accounts to the Election Officer, Bodhan.

AND WHEREAS, the Commission sought specific remarks of the Collector & DEA, Nizamabad vide Lr.No.410/TSEC-L/2015, dt:15.06.2017 on the reply of **Smt Shaik Seema Sultana**, defeated candidate for **Ward No.21** as to whether she has submitted the election expenditure accounts within the stipulated of 45 days from the date of declaration of results.

AND WHEREAS, the Collector & DEA, Nizamabad vide Lr.No.H5/1040/2015 dtd:28.08.2017 has stated that, on verification of their office records by the Municipal Commissioner, Bodhan reported vide reference B1/634/2014, dt:22.08.2017 that, **Smt Shaik Seema Sultana**, defeated candidate for **Ward No.21** has not all submitted her expenditure particulars to their office till the date.

AND WHEREAS, the State Election Commission is satisfied that **Smt. Shaik Seema Sultana**, defeated candidate for **Ward No.21** in Bodhan Municipality had failed to lodge the account of her expenses as required by law and has no good reason or justification for the same.

NOW THEREFORE, in pursuance of Section 15-B of Telangana Municipalities Act, 1965, the State Election Commission hereby, declares that **Smt. Shaik Seema Sultana**, defeated candidate for **Ward No.21** in Bodhan Municipality to be ineligible for a period of 3 years from the date of issue of this order to contest any election to be held for any office under the provisions of Telangana Municipalities Act, 1965.

(BY ORDER AND IN THE NAME OF THE STATE ELECTION COMMISSIONER)

Hyderabad,
23-09-2017.

M. ASHOK KUMAR,
Secretary.